CLASSIFICATION OFFICE DECISION

Title of publication:	2015-02-02 (2)
Other known title(s):	Not stated
OFLC ref:	1900442.001
Medium:	Image File
Publisher:	Not applicable
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Commissioner of Police
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	25 November 2019
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	25 November 2019

Summary of reasons for decision:

The image file depicts a topless woman who appears to be performing a sexual act on a partially nude female toddler and is deemed to be objectionable because it promotes and supports the exploitation of children for sexual purposes. The image is a record of her sexual exploitation and is likely to be arousing to people with a prurient interest in young children. It presents them as available and appropriate subjects for adult sexual gratification, and further encourages and legitimises such an interest. The objectionable classification given to this image file interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention to limit the availability of publications which that tend to promote and support the exploitation of children for sexual purposes. The classification also reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.